

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: John Kerr § Group Art Unit: 2617  
Application No. 10/539,194 § Examiner: Ho, Huy C  
Filed: 04/20/2006 § Confirmation No: 2334  
§  
Attorney Docket No: P17794-US1  
Customer No.: 27045

For: Two Step Database Interrogation for Supporting the Implementation of a Fall-Back at Call Set-Up

**Via EFS-Web**

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING OR TRANSMISSION**  
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for First class or Express mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO at (571) 273-8300 or being transmitted via EFS-Web on the date indicated below.

Date: December 22, 2008

Name: Pamela C. Shultz

Signature:

Dear Examiner:

**Response under 37 C.F.R. §1.111**

In response to the Non-Final Office action of September 22, 2008, the Applicant submits the following remarks and/or amendments.

If any extension of time for this Response is required, the Applicants request that this be considered a petition therefore. The Commissioner is hereby authorized to charge any additional fee to Deposit Account No. 50-1379.

**SUMMARY OF AMENDMENTS**

- 1.) A Listing of Claims begins on page 2 of this paper.
- 2.) Remarks/Arguments begin on page 6 of this paper.